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May 29, 2003

CERTIFICATE OF MAILING 37 C.F.R. 1.8	
I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450, on the date below:	
May 29, 2003 Date	 Gina N. Shishima

Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

Re: *SN 10/067,104 entitled "METHODS AND COMPOSITIONS FOR PROMOTING IMMUNOPOTENTIATION" by Bluestone*
Our ref: TOLT:006USD4

Commissioner:

Enclosed for filing in the above-referenced patent application are the following:

- (1) Response to Action Dated May 6, 2003; and
- (2) A return postcard to acknowledge receipt of these materials. Please date stamp and mail this postcard.

It is believed that no fee is due. However, should any fees under 37 C.F.R. §§ 1.16 to 1.21 be required for any reason, the Commissioner is authorized to deduct said fees from Fulbright & Jaworski L.L.P. Account No.: 50-1212/TOLT:006USD4.

Very truly yours,

Gina N. Shishima
Reg. No. 45,104

GNS/lb
Enclosures

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CERTIFICATE OF MAILING 37 C.F.R. 1.8	
I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450, on the date below:	
May 28, 2003 Date	 Gina N. Shishima

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:
Bluestone

Serial No.: 10/067,104

Filed: February 4, 2002

For: METHODS AND COMPOSITIONS FOR
PROMOTING IMMUNOPOTENTIATION

Group Art Unit: 1644

Examiner: Dibrino, Marianne

Atty. Dkt. No.: TOLT:006USD4

RESPONSE TO ACTION DATED MAY 6, 2003

Commissioner for Patents
Washington, D.C. 20231

Commissioner:

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This paper is submitted in response to the Action dated May 6, 2003 for which the date for response is June 6, 2003.

It is believed that no fee is due; however, should any fees under 37 C.F.R. §§ 1.16 to 1.21 be required for any reason relating to this document, the Commissioner is authorized to deduct said fees from Fulbright & Jaworski L.L.P. Account No.: 50-1212/TOLT:006USD4.

In response to the Action requiring two species elections, Applicant elects, without traverse, the following species:

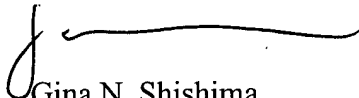
- 1) for the immunopotentiating protein, OKT3;

2) for the second compound having an epitope, a tumor-specific or tumor-associated antigen.

Claims 1, 5-8, 14, 15, 26, 27, 28, and 29 read upon the elected species 1). While claims 16-25 also read upon the elected species 1), these claims implicate elected species 2). Claims 16-18 and 26-29 read upon elected species 2). Claims 1-15 also read upon the elected species 2), but they implicate elected species 1). Therefore, claims 1, 5-8, 14, 15, 16-18, and 26-29 read upon both elected species.

The Examiner is invited to contact the undersigned attorney at (512) 536-3081 with any questions, comments or suggestions relating to the referenced patent application.

Respectfully submitted,



Gina N. Shishima
Reg. No. 45,104
Attorney for Applicant

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Date: May 28, 2003